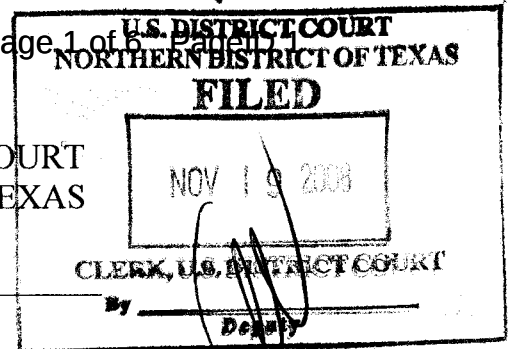


**SEALED****ORIGINAL**

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION



UNITED STATES OF AMERICA

v.

MATTHEW BAGERT

§  
§  
§  
§  
§

No. **3-08 CR 341-L**  
Filed Under Seal

INDICTMENT

The Grand Jury Charges:

Count One

Receipt of Child Pornography  
(Violation of 18 U.S.C. § 2252(a)(2))

On or about January 27, 2005, in the Dallas Division of the Northern District of Texas and elsewhere, the defendant, **Matthew Bagert**, knowingly received a visual depiction of a minor engaged in sexually explicit conduct, the production of which involved the use of a minor engaged in sexually explicit conduct, that had been mailed, shipped and transported in interstate and foreign commerce by any means, including by computer, to wit: **Bagert** used the internet to download the following four files that depict the lascivious exhibition of the genitals and pubic area of said minors, as defined in 18 U.S.C. § 2256:

File name	Description of image
bsam1-26.jpg	Image depicting the lascivious exhibition of the genitals of a nude minor male standing

bsam1111.jpg	Image depicting the lascivious exhibition of the genitals of a nude minor male sitting down
bsam1120.jpg	Image depicting the lascivious exhibition of the genitals of a nude minor male reclining on a bed
bsam2-19.jpg	Image depicting the lascivious exhibition of the genitals of a nude minor male with legs splayed open

In violation of 18 U.S.C. § 2252(a)(2).

Count Two  
Possession of Child Pornography  
(Violation of 18 U.S.C. § 2252(a)(4)(B))

On or about February 1, 2005, in the Dallas Division of the Northern District of Texas and elsewhere, the defendant, **Matthew Bagert**, knowingly possessed material, specifically, a Samsung hard disk drive, that contained more than three visual depictions of minors engaged in sexually explicit conduct that had been mailed, shipped, and transported in interstate and foreign commerce, including by computer and which were produced using materials that had been mailed, transported, and shipped in interstate and foreign commerce.

Included in the images possessed by **Bagert** were the following four described computer files, which depict the lascivious exhibition of the genitals and pubic area of said minors, as defined in 18 U.S.C. § 2256:

File name	Description of the image
bsam 2-28.jpg	lascivious exhibition of the genitals of a seated nude minor male
bsam 3-19.jpg	lascivious exhibition of the genitals of a nude minor male leaning against book shelves
bsam 3-24.jpg	lascivious exhibition of the genitals of a nude minor male
bsam 4-05.jpg	lascivious exhibition of the genitals of a nude prepubescent male seated on a wooden object

In violation of 18 U.S.C. § 2252(a)(4)(B).

A TRUE BILL

FOREPERSON

RICHARD B. ROPER  
UNITED STATES ATTORNEY



AISHA SALEEM  
Assistant United States Attorney  
Texas State Bar No. 00786218  
1100 Commerce Street, Third Floor  
Dallas, Texas 75242-1699  
Telephone: 214.659.8600  
Facsimile: 214.767.2846  
Email: Aisha.Saleem@usdoj.gov

ORIGINAL

Case 3:08-cr-00341-L Document 1 Filed 11/19/08 Page 5 of 8 PageID 5

SEALED

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FILED

NOV 19 2008

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

U.S. DISTRICT COURT  
By \_\_\_\_\_  
Deputy

UNITED STATES OF AMERICA

v.

**3-08 CR 341-L**

MATTHEW BAGERT (1)

SEALED INDICTMENT

18 U.S.C. § 2252(a)(2)  
Receipt of Child Pornography

18 U.S.C. § 2252(a)(4)(B)  
Possession of Child Pornography

2 Counts

A true bill rendered:

DALLAS

  
FOREPERSON

Filed in open court this 19 day of \_\_\_\_\_, A.D. 2008.

\_\_\_\_\_  
Clerk

Issue Arrest Warrant for MATTHEW BAGERT  


UNITED STATES ~~DISTRICT~~ MAGISTRATE JUDGE

No Pending Criminal Complaint

**SEALED 3-08 CR 341-L****UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS****Related Case Information****1. Defendant Information**Juvenile: ☐ Yes ☒ No

If Yes, Matter to be sealed:

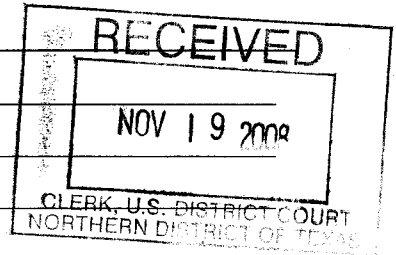
☒ Yes ☐ NoSuperseding Indictment: ☐ Yes ☒ No New Defendant: ☒ Yes ☐ NoPending CR Case in NDTX: ☐ Yes ☒ No If Yes, number: \_\_\_\_\_Search Warrant Case Number N/AR 20 from District of N/AMagistrate Case Number N/A

Defendant Name

MATTHEW BAGERT (1)

Alias Name

Address

County in which offense was committed: Dallas**2. U.S. Attorney Information**AUSA Aisha SaleemBar # TX Bar No. 00786218**3. Interpreter**☐ Yes ☒ No

If Yes, list language and/or dialect: \_\_\_\_\_

**4. Location Status****Issue Arrest Warrant**

- ☐ Already in Federal Custody as of \_\_\_\_\_ in \_\_\_\_\_
- ☐ Already in State Custody
- ☐ On Pretrial Release

**5. U.S.C. Citations**

Total # of Counts as to This Defendant: 2

☐ Petty ☐ Misdemeanor ☒ Felony**Citation****Description of Offense Charged****Count(s)**

18 U.S.C. § 2252(a)(2)

Receipt of Child Pornography

1

18 U.S.C. § 2252(a)(4)(B)

Possession of Child Pornography

2

Date

11/6/08

Signature of AUSA:

Aisha Saleem